



Practitioner's Docket No. NEB-208/9-US

TOW
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: George Tzertzinis, George Feehery, Corinna Tuckey, Christopher Noren, and Larry McReynolds

Application No.: 10/622,240

Group No.: 1633

Filed: 07/18/2003

Examiner: Popa

For: Methods and Compositions Relating to Gene Silencing

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

- Transmitted herewith is an amendment for this application.

STATUS

- Applicant is a small entity. Small entity status was asserted by payment of the small entity application fees on July 18, 2003.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

X deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

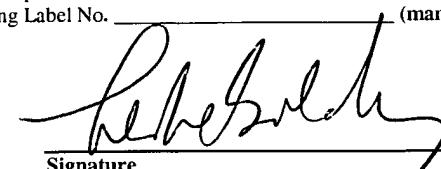
37 C.F.R. § 1.10*

37 C.F.R. § 1.8(a)
X with sufficient postage as first class mail.

G as "Express Mail Post Office to Addressee"
Mailing Label No. _____ (mandatory)

TRANSMISSION

G facsimile transmitted to the Patent and Trademark Office, (571) 273 - 8300.



Signature

Leslie Goldberg

(type or print name of person certifying)

Date: February 24, 2006

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

| (Col. 1) | (Col. 2) | (Col. 3) | SMALL ENTITY | | | | | |
|---|---------------------------------------|------------------|--------------|---|-----------|------------------|-----------|--|
| CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NO. PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE | | | ADDIT. FEE | | |
| TOTAL | 53 | - | 53 | = | 0 | x \$ 25.00 | = \$ 0.00 | |
| INDEP. | 10 | - | 10 | = | 0 | x \$ 100.00 | = \$ 0.00 | |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM | | | | | + \$ 0.00 | = \$ 0.00 | | |
| | | | | | | TOTAL ADDIT. FEE | \$ 0.00 | |

No additional fee for claims is required.

FEE DEFICIENCY

5. If an additional extension and/or fee is required, charge Account No. 14-0740.

If an additional fee for claims is required, charge Account No. 14-0740.

Date: February 24, 2006



Harriet M. Strimpel, D.Phil.
Registration No. 37,008
New England Biolabs, Inc.
240 County Road
Ipswich, MA 01938
978-380-7373
Customer No. 28986



Docket No.: NEB-208/9-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Tzertzinis et al.

EXAMINER: Popa

SERIAL NO.: 10/622,240

GROUP: 1633

FILED: July 18, 2003

FOR: Methods and Compositions Relating to Gene
Silencing

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 24, 2006.


Leslie Goldberg

AMENDMENT

In response to the Office Action mailed February 10, 2006, Applicants elect Group I, Claims 1-20 and 47, without traverse. The species elections are as follows: (A), claim 4; (B), claims 5 and 7; (C), claim 9; (D), claim 14; and (E) claim 18. Claims 21-46 have been withdrawn without prejudice. The listing of claims begins on page 2 of this response. The Conclusion section appears on page 13.